FALL KILLS ARMY AVIATOR

LIEUT.GEO.E.M.KELIA'S SKULL

CRUSHED AT SAN ANTONIO.

Elevating Apparatus of Curtiss Machin

NEW INCOME TAX PROPOSAL

ASSEMBLY JUDICIARY COMMIT-TEE GIVES ITS FIRST HEARING.

Afterward It Prepares a Resolution Declaring That It Favors an Income Tax Amendment With the Words "From Whatever Source Derived" Eliminated

MIRANY, May 10 - Deliberate consideration to-day was accorded the prosed income tax Constitutional amendment by the Assembly Judiciary Committee for the first time during this year's egislative session. As a result, instead the passage of this amendment by the and later the Senate will adopt and forand to Washington a resolution declarng it to be the sense of the New York state Legislature that while it favors empowering the Federal Government to proposition, it desires to pass upon a proosed income tax constitutional amend-

executive session and prepared a tentative draft of a resolution to be reported to the Assembly, which will be acted upon finally by the committee at its next meeting. This resolution, while specifically declaring against the words "from whatever source derived," favors an income tax Constitutional amendment which shall specifically state that it shall not which now rests in them. apply to State, county, city, village, town and school district bonds or the ncome of the State or municipalities.

amendment in place of the words "from the end of the amendment, the following words: "Excepting instrumentalities of the several States, or any of the civil or political subdivisions thereof. Said ncome taxes shall be uniform throughout the entire United States."

which shall properly guard the rights amendment. .
the States. In my opinion no question as arisen since the civil war so far reach and so important. The danger is great.

State of New York cannot afford to Three Russians Needlessly Bribe Steams he any mistake in this matter.

Pointing out that the Federal authorities Washington declared that they needed revenue from an income tax to meet

SWIGGLED AND BLED.

SWIGGL trachoma and might have come in as been illustractions. And this has been illustractions and this has been illustractions and might have come in as become cashing passengers with the money needed the intercase in the money needed to canal also is pressing strongly the canal also is pressing strongly the state, and by means of these them to money left. The firement and is they had no money left. The firement may be presented by the United State, and by means of these them to make a firm the state is exhausted and expense to the tension of the State is exhausted and expense to the decision of the Supreme Court along the validity of the Federal corrections. The old Lott-Suydam-Dumas home for money to be raised by taxation, our case have come forcibly into seem to me to reverse entirely the ment drawn from necessity last year throw its whole weight agains.

The old Lott-Suydam-Dumas home for money to be raised by taxation, and the obvious needs of the ment drawn from necessity last year throw its whole weight agains.

The old Lott-Suydam-Dumas home for money to be raised by taxation, and the obvious needs of the ment drawn from necessity last year in the increase of the second means the indeed them dained for the state of the landmarks in Fitzbush, is being demolished to make the money to the respect of the board with passession of the Suydam family and later on to the Ditmases. It was vacated two years ago.

In this city the day was fair and warmer, wind, the most carried to read to sea they had her the stood that the box of inquiry the period of the stood of inquiry the period of the stood of inquiry the present state. A.M., 29 to a P.M., 28 to a P.M., 28

to requiere cumber of States and an in- two years ago.

Fifteen cents never before had such purchasing power

Royal Bengals Cigars

A Box of 10 for 15 Cents Get them-INSIST if you must-but get them

assembly, it is expected that the Assembly come tax levied by the Federal Government such as that which was in force in 1871 the people of the State will not only be subject to the double taxation of an in-come tax by the State and another by the BOARD OF EDUCATION PUTS Federal Government, but to the searching the former occasion, as shown by the form ment with the words "from whatever source derived" eliminated.

After the hearing on the proposition to-day the Judiciary Committee held an executive session and prepared a tenta. every source. It had, however, in previous years, during and after the civil war, ranged from 3 to 10 per cent., and it can easily be appreciated that the people will be sub-jected not only to these inquisitorial searches but will also be subjected to a grievous burden of double taxation unless the States to avoid this shall be compelled to refrain from the exercise of the power

Nicholas Murray Butler, president of Columbia University, wrote: We are not permitted, owing to the terms In other words, the committee favors of this amendment, to consider the question of a Federal income tax upon its merits. We are faced with a proposal which if whatever source derived," which are at accepted will make possible a complete terms of this amendment one of the great fundamental compromises of the original Constitution is to be swept away.

At the outset of the hearing to-day Mr. Chairman Levy said to-night that this Fox made it plain that if New York, Conwould exempt not only the bonds of States necticut, Pennsylvania and Delaware reand municipalities from the income tax, fused to accept the income tax amendbut the salaries of all public officials as ment it would be impossible to get the ell.

Austin G. Fox made it plain that the ratify it. He anticipates that these four

cause they had trachoma, attempted to his letter, says:

The expenses of Government and that this from this port several months ago beandition did not now exist, Mr. Choate, cause they had trachoma, attempted to
the letter, says:

REPORT CARRIES EQUAL PAY

THE MATTER OVER, THOUGH.

Men and Women Teachers Both to Start at 6720 a Year Herenfter and Attain Same Maximum of \$1,500 Albany

Has Yet to Sanction the Plan, However Women teachers of the public schools filled the gailery at School Hall at the meeting of the Board of Education yesterday to learn how much their salaries

were to be boosted.

The special committee appointed some time ago to rearrange the pay schedules so as to comply to some extent with the demand of the women teachers for pay equal to that of the men was expected posed that the matter go over to a special was adopted.

The report recommends that men and \$720 a year at the start. At the present time the women begin with \$600 a year and the men with \$900. The salaries are not to be disturbed. At the end of sixteen years men and women will reach the maximum salary of \$1.500. The maximum for a woman now is \$1,350. These schedules relate to the elementary

Supposed to Have Been Disabled by Bump, Making Control of Subsequent Rise Impossible Only Pifteen Peet Up

San Antonio, Tex., May 10.—Second Lieutenant George E. M. Kelly, a volun-teer pupil in the aeroplane corps of the United States Army, was killed early this morning while making a landing after a flight alone in the new Curtiss machine purchased by the War Department for the use of the Signal Corps a the division mobilized here.

Lieut. Kelly was thrown from his machine when it was only about fifteen feet above the ground. He struck upon his head and died at the post hospital an

Though the findings of the board of inquiry which investigated the cause of the accident immediately after it occurred have not been made public, it is likely that blame will be put upon the break ing of essential parts of the aeroplane

to make its report. The committee did made before he was killed. The break, submit a report, which Secretary Palmer if there was a break in the controlling submit a report, which Secretary Palmer if there was a break in the controlling started to read. Then Mr. Martin promeeting next Wednesday, and the motion and resulted directly in Kelly's being

levers, came at the instant of landing, rendered the machine unmanageable and resulted directly in Kelly's being pitched out of his seat after the aeroplane had started to rise again in a corkscrew curve.

In connection with Kelly's death, which occurred before the eyes of Gen. William H. Carter himself and mostof the members of his staff, considerable comment was passed to-day upon the fact that within a few days after he had sold the machine in which Kelly met death this morning to the War Department Glenn H. Curtiss had withdrawn Eugene Ely, his aviation instructor, from the camp here. Ely left a week ago to fill some exhibition engagements for the Curtiss company, by whom he was employed, and he is not expected to return to the Fori Sam Houston aviation school to resume the instruction of the comment the instruction of the comment that the control of the machine of the machine for the Government. Lieut. Selfridge died about three hours after the fall at the post hospital. Orville Wright who was baddy injured and spent about six weeks in the hospital before he was removed to his home at Dayton, Ohio. The fatalities in the army and navy are as follows: 1908, America, 1; 1909, France, 1; 1910, France, 2; Italy, 2; Germany, 2; and America, 1.

Lieut. Kelly is the fifteenth of army and navy aviators to be killed in aeronautical squad.

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Lieut. Kelly is

from his seat or he made an attempt to jump. His body was seen falling ahead of the aeroplane and an instant after it struck the earth the machine piled up on the ground, partly upon the prostrate body.



gear controlling the elevating and depressing of the machine, which was due to the unusually hard collision with the earth which Lieut. Kelly's machine made when it struck after its descent.

His hand was in perfect control of the fiver and there was nothing wrong with the mechanism during all the flight of ten minutes and more that the aviator made before he was killed. The break, if there was a break in the controlling levers, came at the instant of landing, rendered the machine unmanageable and the received his commission as a Second Lieutenant of the Thritteh Infantry on February 1, 1997. He was stationed in the Philippines and subsequently at the Presidio, San Francisco. He was one of three army officers detailed to report at San Diego, Cal., last winter for instructions in the use of the Curtiss aeroplane. The two other officers were Lieut. Beck and Lieut. Walker. The last one of three to report was Lieut. Kelly, who began his lessons in the early part of February. When the manœuvre division was organized in March he was transferred to San Antonio for duty with the

Saks & Company Broadway at 34th'Street

The Aristocracy

of clothes.

Saks clothes may claim that distinction, for they

transcend the ordinary in every particular. They

are refined in fabric, individual in style, finished

in appearance, consummate in detail, unique as

No garments made receive more lavish atten-

tion. Through all its evolutionary stages from

workshop to counter, a Saks garment is handled

by master hands. And we are talking about our

own workshop, too. Every item of work in our

clothes is performed by employees on the Saks

payroll. Saks clothes are made under the con-

stant supervision of our own experts, and are

not distributed to jobbing tailors. From the day

we buy a fabric up to the appearance of that

fabric on our counters in the role of overcoat

or suit it never leaves our possession. It is a

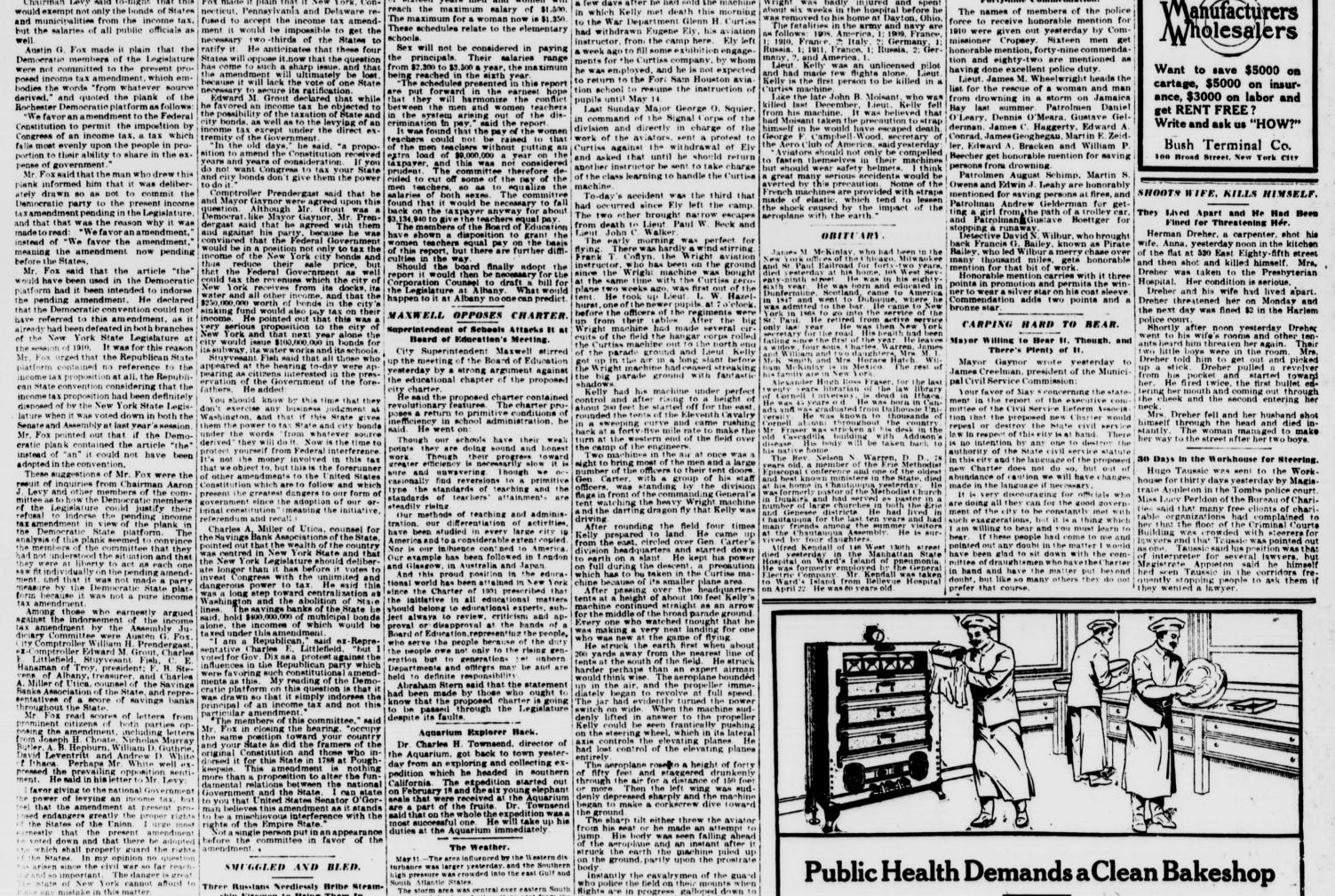
Saks product throughout, and has not chased

half over Manhattan Island for its seams or its

POLICE WHO DID GOOD WORK. Sixteen Men Get Honorable Mention and Forty-nine Commendation. The names of members of the police

force to receive honorable mention for 1910 were given out yesterday by Commissioner Cropsey. Sixteen men get

Manufacturers Wholesalers



Public Health Demands a Clean Bakeshop

After an investigation of the bakeries of New York City, Commissioner of Accounts Raymond B. Fosdick made a report to Mayor Gaynor as to their Sanitary Condition. In this report the Commissioner used the following words:

> "In some cases food stuffs were found under leaking skylights of areaways or in sidewalk vaults under leaking coal holes. Open barrels and tubs containing unbaked material were frequently discovered in close proximity to coal, ashes, rubbish and old rags."

There are no "leaking coal holes" and no "coal and ashes" to make the bakeshop filthy and the bread and cake unhealthful if gas ovens are used for baking. The baker who burns gas fuel not only bakes cleaner and better bread but, by avoiding the handling of coal, wood and ashes and the building of fires, makes his work easier, his profits larger and his life happier.

> Small portable ovens, baking 48 large loaves of bread an hour and using little gas, rent for \$12 a year. Large rotary ovens. baking 224 loaves in 30 minutes with slight cost for gas, can be bought at reasonable prices and on easy terms.

Consolidated Gas Company of New York

GEO. B. CORTELYOU, President.